JC12 Rec'd PCT/PTO 22 APP 1015

Docket No.: T5825.0002 (PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Michel Thebault et al.

Application No.: Not Yet Assigned

Confirmation No.: N/A

Filed: Concurrently Herewith

Art Unit: N/A

For:

NOVEL FUEL WITH HIGH OCTANE

INDEX AND REDUCED LEAD

CONTENT

Examiner: Not Yet Assigned

#### **INFORMATION DISCLOSURE STATEMENT (IDS)**

MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

#### Timing of Filing of the Information Disclosure Statement:

$\boxtimes$	This IDS is being filed before the First Office Action <sup>1</sup> .
	This IDS is being filed after the issuance of the First Office Action but before the issuance of a Final Office Action <sup>2</sup> .

<sup>&</sup>lt;sup>1</sup> The IDS should, where possible, include a certification under 37 C.F.R. §1.97(e).

<sup>&</sup>lt;sup>2</sup> The IDS *must* include *either* a certification under 37 C.F.R. §1.97(e) or the fee set forth in 37 C.F.R. §1.17(p).

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	This IDS is being filed after the issuance of a Final Office Action or Notice of Allowance but before the payment of the Final Fee <sup>3</sup> .
Certi	fications:
If che	cked, the undersigned makes the following statement(s):
	Statement under 37 CFR § 1.97(e):
	Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; or
	No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in $$1.56(c)$ more than three months prior to the filing of the information disclosure statement.
	Statement Under 37 C.F.R. § 1.704(d):  Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart application less than thirty days prior to the filing of this information disclosure statement.
Fee R	Required by 37 C.F.R. § 1.97(c)(2) or 1.97(d)(2):
	If checked, the fee of \$180.00 set forth in 37 C.F.R. \$1.17(p) is attached.
C.F.R.	The IDS must include both a certification under 37 C.F.R. §1.97(e) and the fee set forth in 37 \$1.17(p).

<sup>2</sup> 

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### Copies of Information:

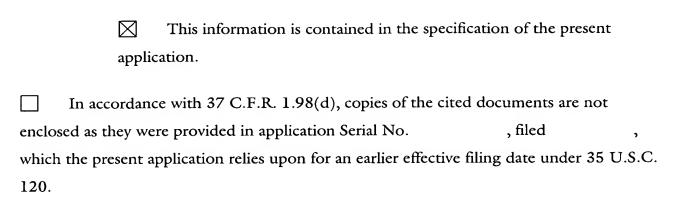
In accordance with 37 C.F.R. §1.98(a), the following are enclosed:

$\boxtimes$	Copies of the cited ISR documents are not enclosed as they were provided by the International Bureau.
$\boxtimes$	A legible copy <sup>4</sup> of each document (or relevant portion thereof) is cited in the attached PTO/SB/08.
	With respect to any information which is not in English, a concise explanation of the relevance, as it is presently understood by the individual designated in § 1.56(c) most knowledgeable about the content of the information, is attached. This concise explanation is provided by way of:  An abstract of the relevant portions of the non-English language information <sup>5</sup> ;
	A statement explaining the relevant portions of the non-English language information;
	A copy [and, where not in the English language, a translation] of at least the relevant portion( $s$ ) <sup>6</sup> of the communication from a foreign patent office in a counterpart foreign application in which the information was cited; or

<sup>&</sup>lt;sup>4</sup> A legible copy of the document is not required if (1) the information was previously cited by, or submitted to, the Office and considered by the Office in a prior U.S. application to which this application claims priority, provided that the prior application is properly identified in this IDS, and (2) the IDS submitted in the earlier application complies with 37 C.F.R. § 1.98(a) – (c). This exception does not apply to information cited in an International Application.

<sup>&</sup>lt;sup>5</sup> 37 C.F.R. §1.98(a)(3)(ii) requires that an English language translation be provided when a translation of the document, or portion thereof, "is within the possession, custody or control of, or is readily available to any individual designated in 37 C.F.R. § 1.56(c)."

<sup>&</sup>lt;sup>6</sup> The relevant portion is that portion which indicates the degree of relevance found by the foreign patent office. This may be an explanation of which portion of the of the reference is particularly relevant, to which claims it applies, or merely an "X", "Y", or "A" indication on a search report. MPEP \$609 III A(3).



#### Materiality:

Whether or not the information and references disclosed in this Information Disclosure Statement is "material" pursuant to 37 CFR 1.56, this submission is not intended to constitute an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

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In the event the actual fee is inadvertently not enclosed or if any additional fee during the prosecution of this application is not paid, the Patent Office is authorized to charge the underpayment to Deposit Account No. 50-2215.

Dated: April 22, 2005

Respectfully submitted,

Edward A. Meilman

Registration No.: 24,735

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# 10/532639

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PTO/SB/08a/b (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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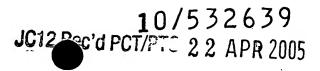
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				Application Number	Not Yet Assigned	
II.	NFORMATIO	N DI	SCLOSURE	Filing Date	Concurrently Herewith	
STATEMENT BY APPLICANT				First Named Inventor	Michel Thebault	
				Art Unit	N/A	
	(Use as many sheets as necessary)			Examiner Name	Not Yet Assigned	
Sheet	1	of	2	Attorney Docket Number	T5825.0002	

	U.S. PATENT DOCUMENTS								
Examiner	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear				
Initials*		Number-Kind Code <sup>2</sup> ( if known)							
	AA	US-2002/045785-A1	04-18-2002	John Hardy Cooper, et al.	Cited in the International Search Report. Related to WO 98/22556, which is cited in the specification on page 3.				
	AB	US-2,576,071	11-20-1951	ALBERT HOWES DONALD, ET AL.	Cited in the International Search Report.				
	AC	US-2,944,003	07-05-1960	RUEDISULJ WILHELMUS M J, ET AL.	Cited in the International Search Report.				

		FOREI	GN PATENT	DOCUMENTS		
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	
	ВА	FR-2 830 259-A	04-04-2003	TOTAL RAFFINAGE DISTRIBUTION	Cited in the International Search Report.	
	ВВ	WO-02/22766	03-21-2002	BP OIL INT, ET AL.	Cited in the International Search Report and in the Specification on page 3.	
	ВС	WO-01/70914-A	09-27-2001	IDEMITSU KOSAN CO, ET AL.	Cited in the International Search Report.	
	BD	EP-1 266 949	12-18-2002		Cited in the International Search Report.	
	BE	WO-97/44413	11-27-1997	TEXACO DEVELOPMENT CORPORATION	Cited in the Specification on page 3.	
	BF	WO-94/25545	11-10-1994	EXXON RESEARCH & ENGINEERING COMPANY	Cited in the Specification on page 3.	
	BG	EP-0 540 297-A1	05-05-1993	ETHYL PETROLEUM ADDITIVES, INC.	Cited in the Specification on page 3.	
	ВН	EP-0 609 089-A1	08-03-1994	ETHYL PETROLEUM ADDITIVES, INC.	Cited in the Specification on page 3.	
	ВІ	WO-94/17158	08-04-1994	ETHYL PETROLEUM ADDITIVES, INC.	Cited in the Specification on page 3.	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

Examiner	Date
Signature	Considered



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Sut	ostitute for form 1449A/B	/PTO		Complete if Known		
Substitute for form 1440/40/11/0				Application Number	Not Yet Assigned	
11	NFORMATIC	ON DI	SCLOSURE	Filing Date	Concurrently Herewith	
STATEMENT BY APPLICANT				First Named Inventor	Michel Thebault	
				Art Unit	N/A	
(Use as many sheets as necessary)			necessary)	Examiner Name	Not Yet Assigned	
Sheet	2	of	2	Attorney Docket Number	T5825.0002	

NON PATENT LITERATURE DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>			
		A copy of the International Search Report cited in the parent PCT application.				

<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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Examiner	Date	1
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Signature	Considered	1
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<sup>&#</sup>x27;Applicant's unique citation designation number (optional). <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.